

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

WEBVENTION LLC

Plaintiff,

v.

ADIDAS AMERICA INC., et al.

Defendants.

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CIVIL ACTION NO. 2:10-cv-410

JURY TRIAL DEMANDED

JOINT MOTION TO DISMISS WITH PREJUDICE

Plaintiff, Webvention LLC (“Webvention”) and Defendant Biogen Idec Inc. (“Biogen”) have settled the claims asserted between them. Accordingly, pursuant to Federal Rule of Civil Procedure 41(a)(2), Webvention hereby moves the Court to dismiss with prejudice all claims asserted by Webvention against Biogen and deny all pending motions as moot between the parties, subject to the terms of that certain agreement dated May 26, 2011, with each party to bear its own costs, expenses and attorneys fees.

Dated: June 28, 2011

Respectfully Submitted,

BIOGEN IDEC INC.

WEBVENTION LLC

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**ATTORNEYS FOR PLAINTIFF
WEBVENTION LLC**

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email, on this the 28th day of June, 2011.

/s/ William E. Davis, III
William E. Davis, III